

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Joe Balyeat, on March 11, 2011 at 10:00 AM, in Room 422 Capitol

ROLL CALL

Members Present:

Sen. Joe Balyeat, Chair (R)
Sen. Verdell Jackson, Vice Chair (R)
Sen. Tom Facey (D)
Sen. Frederick (Eric) Moore (R)
Sen. Carmine Mowbray (R)
Sen. Donald J. Steinbeisser (R)
Sen. Mitch Tropila (D)
Sen. Gene Vuckovich (D)

Members Excused: Sen. Sharon Stewart-Peregoy (D)
Sen. Jonathan Windy Boy (D)
Sen. Bruce Tutvedt (R)

Members Absent: None

Staff Present: Linda Keim, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 236, 3/3/2011; HB 354, 3/3/2011

Executive Action: HB 300, Do Concur As Amended; HB 367, Do Concur; HB 399, Do Concur, HB 100 Tabled.

HEARING ON HB 236

Opening Statement by Sponsor:

00:01:18 Rep. Edward Greef (R), HD 90, opened the hearing on HB 236, Remove time limits on convictions for credit reporting.

Proponents' Testimony:

00:04:47 Jessie Luther, Consumer Data Industry Association (CDIA)

Opponents' Testimony:

00:06:00 Steve Cape, Montana Coalition for Safety and Justice (MCSJ), Great Falls
[EXHIBIT\(bus55a01\)](#)

00:13:15 Chris Christiaens, self

Informational Testimony: None

Questions from Committee Members and Responses:

00:17:33 Chairman Balyeat

00:17:38 Rep. Greef

00:17:40 Chairman Balyeat

00:17:48 Ms. Luther

00:20:48 Sen. Facey

00:20:56 Ms. Luther

00:21:30 Sen. Facey

00:21:33 Rep. Greef

00:22:12 Sen. Jackson

00:24:57 Rep. Greef

00:26:02 Sen. Tropila

00:26:48 Vice Chair Balyeat

00:26:58 Ms. Murdo

00:28:04 Ms. Luther

00:28:17 Sen. Tropila

00:32:11 Ms. Luther

00:32:11 Sen. Moore left the room

00:33:09 Sen. Tropila, without objection, direct questions to Jon Sinrud, landlord

00:33:28 Chairman Balyeat

00:33:32 Ms. Murdo

00:34:50 Sen. Tropila

00:34:59 Jon Sinrud, Montana Landlords Association

00:36:21 Chairman Balyeat

Closing by Sponsor:

00:36:48 Rep. Greef

00:38:55 Chairman Balyeat

HEARING ON HB 354

Opening Statement by Sponsor:

00:40:38 Rep. Wayne Stahl (R), HD 35, opened the hearing on HB 354, Residential landlord tenant law - eliminate carbon monoxide detector requirement.

EXHIBIT(bus55a02)

Proponents' Testimony:

00:39:20 Jon Sinrud, Montana Landlords Association (MLA)

EXHIBIT(bus55a03)

00:45:20 Rick Linafelter, MLA, Great Falls

00:47:14 Bill Staffeldt, MLA, Helena

00:49:33 Chris Christiaens, landlord

00:51:54 Cliff DuBois, MLA, Missoula

01:00:33 Bobby Mayes, MLA, Missoula

Opponents' Testimony:

01:01:19 Pat Clinch, Deputy State Fire Marshall

EXHIBIT(bus55a04)

01:05:24 Janelle Booth, Montana Associated Students, Missoula

01:06:42 Joseph Sands, Montana State Council of Professional Firefighters (MSCPF)

EXHIBIT(bus55a05)

EXHIBIT(bus55a06)

EXHIBIT(bus55a07)

01:11:41 John Semple, Montana Fire Alliance

EXHIBIT(bus55a08)

01:12:09 Blake Robertson, student lobbyist, Associated Students of Montana State University-Billings (ASMSU-B)

01:13:01 Mike Dills, student lobbyist, Associated Students of Montana State University-Bozeman (ASMSU)

Informational Testimony: None

Questions from Committee Members and Responses:

01:14:28 Sen. Tropila

01:14:39 Sen. Stahl

Note: Students of Saco High School were visiting the committee.

01:15:05 Chairman Balyeat

01:15:48 Mr. Robertson, ASMSU-B

01:17:21 Chairman Balyeat

01:17:27 Mr. Clinch, Deputy State Fire Marshall

01:19:08 Sen. Facey

01:19:25 Mr. Sinrud
 01:20:45 Chairman Balyeat
 01:21:30 Mr. Clinch
 01:21:39 Sen. Jackson
 01:21:55 Mr. Clinch
 01:23:22 Chairman Balyeat
 01:24:04 Mr. Linafelter, MLA
 01:25:47 Chairman Balyeat
 01:25:51 Mr. Sinrud

Closing by Sponsor:

01:26:48 Rep. Stahl
 01:29:17 Chairman Balyeat

 01:29:26 Recess
 01:37:17 Resume

 01:37:26 Chairman Balyeat

EXECUTIVE ACTION ON HB 300

01:38:18 **Motion:** Sen. Steinbeisser moved that **HB 300 BE CONCURRED IN.**

01:38:27 **Motion:** Sen. Jackson moved that **HB 300 BE AMENDED.**
EXHIBIT(bus55a09)

Discussion:

01:38:48 Chairman Balyeat, without objection, request explanation from lobbyist
 01:38:56 Margaret Morgan, lobbyist for Holcim Trident
 01:40:10 Sen. Vuckovich
 01:40:17 Ms. Morgan
 01:40:51 Chairman Balyeat

 01:40:56 **Vote:** Motion carried unanimously by voice vote. Sen. Moore, Sen. Stewart-Peregoy, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

 01:41:14 **Motion/Vote:** Sen. Facey moved that **HB 300 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Moore, Sen. Stewart-Peregoy, Sen. Tutvedt and Sen. Windy Boy voted by proxy. Sen. Moore will carry the bill.

EXECUTIVE ACTION ON HB 367

01:42:41 **Motion:** Sen. Facey moved that **HB 367 BE CONCURRED IN.**

Discussion:

01:43:04 Sen. Facey

01:43:14 **Vote:** Motion carried unanimously by voice vote. Sen. Moore, Sen. Stewart-Peregoy, Sen. Tutvedt and Sen. Windy Boy voted by proxy. Sen. Facey will carry the bill.

EXECUTIVE ACTION ON HB 399

01:44:05 **Motion/Vote:** Sen. Jackson moved that **HB 399 BE CONCURRED IN**. Motion carried unanimously by voice vote. Sen. Moore, Sen. Stewart-Peregoy, Sen. Tutvedt and Sen. Windy Boy voted by proxy. Sen. Facey will carry the bill.

Discussion:

01:45:09 Sen. Jackson
01:45:32 Chairman Balyeat
01:45:41 Sen. Jackson
01:45:58 Chairman Balyeat
01:46:01 Sen. Facey

EXECUTIVE ACTION ON HB 100

01:46:30 Chairman Balyeat
01:46:40 Ms. Murdo

01:46:47 **Motion:** Sen. Jackson moved that **HB 100 BE CONCURRED IN**.

Discussion:

01:47:51 Chairman Balyeat
01:48:05 Ms. Murdo

01:48:31 **Motion:** Sen. Balyeat moved that **HB 100 BE AMENDED**.
[EXHIBIT\(bus55a10\)](#)

Discussion:

00:49:00 Chairman Balyeat
01:49:48 Sen. Tropila
01:52:28 Ms. Murdo
01:53:05 Sen. Jackson
01:54:12 Sen. Facey
01:54:28 Ms. Murdo
01:55:48 Chairman Balyeat
01:56:12 Ms. Murdo
01:56:27 Sen. Tropila
01:56:43 Chairman Balyeat

01:56:50 **Vote:** Motion carried 7-4 by voice vote with Sen. Stewart-Peregoy, Sen. Tropila, Sen. Vuckovich and Sen. Windy Boy voting no. Sen. Moore, Sen. Stewart-Peregoy, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

01:58:01 **Motion:** Sen. Jackson moved that **HB 100 BE AMENDED.**
EXHIBIT(bus55a11)

Discussion:

01:58:18 Chairman Balyeat

01:58:50 Ms. Murdo

01:59:12 Chairman Balyeat

01:59:17 **Vote:** Motion carried 7-4 by roll call vote with Sen. Stewart-Peregoy, Sen. Tropila, Sen. Vuckovich and Sen. Windy Boy voting no. Sen. Moore, Sen. Stewart-Peregoy, Sen. Tutvedt and Sen. Windy Boy voted by proxy.

02:00:25 **Motion:** Sen. Jackson moved that **HB 100 BE CONCURRED IN AS AMENDED.**

Discussion:

02:00:34 Sen. Mowbray

02:01:40 Chairman Balyeat

02:01:44 Sen. Facey

02:03:53 Chairman Balyeat

02:05:28 Sen. Mowbray

02:06:06 Sen. Steinbeisser

02:06:34 **Vote:** Motion failed 5-6 by roll call vote with Sen. Balyeat, Sen. Jackson, Sen. Moore, Sen. Steinbeisser and Sen. Tutvedt voting aye. Sen. Moore, Sen. Stewart-Peregoy, Sen. Tutvedt and Sen. Windy Boy voted by proxy. Without objection, Chairman Balyeat moved to reverse the vote and table the bill.

02:08:05 Chairman Balyeat

02:08:09 Sen. Facey

02:08:16 Chairman Balyeat

02:08:43 Sen. Facey

02:08:48 Chairman Balyeat

ADJOURNMENT

Adjournment: 12:10 P.M.

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus55aad.pdf](#))